

Thank you for providing us this opportunity to provide comments on this project. If you have any questions, please call Sherry Kamke of my staff at 312-353-5794.

Sincerely,



Kenneth A. Westlake, Supervisor
NEPA Implementation
Office of Enforcement & Compliance Assurance



United States Department of the Interior

FISH AND WILDLIFE SERVICE

Green Bay ES Field Office
2661 Scott Tower Drive
New Franken, Wisconsin 54229-9565
Telephone 920/866-1717
FAX 920/866-1710

February 26, 2008

Ms. Carrie Cooper
Wisconsin Department of Transportation
141 N.W. Barstow Street
P.O. Box 798
Waukesha, Wisconsin 53187-0798

re: Participating Agency Status
Environmental Assessment
Zoo Interchange Corridor Study
I.D. 1060-33-01


Dear Ms. Cooper:

This letter is in response to your January 24, 2008, letter inviting the U.S. Fish and Wildlife Service (Service) to serve as a participating agency in the development of an Environmental Assessment for proposed transportation improvements at the Zoo Interchange Corridor Milwaukee County, Wisconsin.

We agree that the Service has jurisdiction and special expertise with respect to potential impacts to wetlands and wildlife habitat that may be affected by the project. However, reductions in funding for the Service's Ecological Services programs have resulted in a greatly reduced staff at this office and we will be unable to provide the requested review of this project. Therefore, we must decline the invitation to be a participating agency.

We appreciate your commitment to conducting a thorough review of the proposed project under the National Environmental Policy Act. If you have further questions you may contact me at 920-866-1725.

Sincerely,


for Louise Clemency
Field Supervisor

cc: Dave Scott, FHWA, Madison, WI



United States Department of the Interior

FISH AND WILDLIFE SERVICE

Green Bay ES Field Office
2661 Scott Tower Drive
New Franken, Wisconsin 54229-9565
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March 13, 2008

Ms. Carrie Cooper
Wisconsin Department of Transportation
Southeast Regional Office
141 N. W. Barstow Street; P.O. Box 798
Waukesha, Wisconsin 53187-9565

Re: Zoo Interchange Corridor Study
I.D. 1060-33-01
Milwaukee County, Wisconsin

Dear Ms. Cooper:

The U.S. Fish and Wildlife Service (Service) has received your letter dated February 21, 2008, requesting comments on the subject project. You asked that we provide comments regarding potential impacts of your project on federally-listed threatened or endangered species. Our comments follow.

Federally-Listed Species, Candidate Species, and Critical Habitat

Due to the project type, location, and onsite habitat, no federally-listed species would be expected within the project area. This precludes the need for further action on this project as required by the 1973 Endangered Species Act, as amended. Should additional information on listed or proposed species or their critical habitat become available or if project plans change or if portions of the proposed project were not evaluated, it is recommended that you contact our office for further review.

For future reference, we encourage you to visit the Service's Region 3 Section 7 Technical Assistance web site at <http://www.fws.gov/midwest/endangered/section7/s7process/>. There, you will find guidance to assist you in fulfilling the requirements for consultation under Section 7 of the Endangered Species Act, including a step-by-step explanation of the section 7 process, species distribution lists, species life history information and conservation measures, and examples of typical letters.

We appreciate the opportunity to respond. Questions pertaining to these comments can be directed to Mr. Joel Trick 920-866-1737.

Sincerely,

A handwritten signature in cursive script, reading "Catherine J. Carner".

for Louise Clemency
Field Supervisor



Preserving America's Heritage

March 19, 2009

Stephanie J. Hickman
Environmental Programs Coordinator
FHWA – Wisconsin Division Office
525 Junction Road, Suite 8000
Madison, WI 53717

Ref: *Proposed Zoo Interchange Reconstruction Project (ID# 1060-33-01, SHS # 08-0046)*
Milwaukee County, WI

Dear Ms. Hickman:

On March 18, 2009, the Advisory Council on Historic Preservation (ACHP) received your letter transmitting the Federal Highway Administration's (FHWA) finding of adverse effect for the subject undertaking. Based upon our review of the information previously provided by the Wisconsin Department of Transportation (WisDOT), we have concluded that Appendix A, *Criteria for Council Involvement in Reviewing Individual Section 106 Cases*, of our regulations, "Protection of Historic Properties" (36 CFR Part 800), does not apply to this undertaking. Accordingly, we do not believe that our participation in the consultation to resolve adverse effects is needed. However, if we receive a request for participation from the State Historic Preservation Officer (SHPO), Tribal Historic Preservation Officer, affected Indian tribe, a consulting party, or other party, we may reconsider this decision.

Pursuant to 36 CFR §800.6(b)(1)(iv), the final Memorandum of Agreement (MOA), developed in consultation with the Wisconsin State Historic Preservation Office (SHPO) and any other consulting parties, and related documentation, will have to be filed with the ACHP at the conclusion of the consultation process. The filing of the MOA and supporting documentation with the ACHP is required in order to complete the requirements of Section 106 of the National Historic Preservation Act.

If you have any questions or require our further assistance, please contact Carol Legard at 202 606-8522 or via e-mail at clegard@achp.gov.

Sincerely,

LaShavio Johnson
Historic Preservation Technician
Federal Permitting, Licensing and Assistance Section
Office of Federal Agency Programs

ADVISORY COUNCIL ON HISTORIC PRESERVATION

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Cooper, Carrie

From: Linda Yazzie [LindaY@pbpnation.org]
Sent: Tuesday, April 08, 2008 10:47 AM
To: carrie.cooper@dot.state.wi.us
Subject: RE: Project: Zoo Interchange Corridor Study, ID 1060-33-01, Milwaukee County

On behalf of our Prairie Band Potawatomi Nation Tribal Chairman, Steve Ortiz, I am writing to inform you that we have received your National Historic Preservation Act (NHPAS), Section 106 and Section 100, correspondence for the following project(s):

Project: Zoo Interchange Corridor Study, ID 1060-33-01, Milwaukee County

After reviewing the contents of your correspondence, we are unaware of any historical cultural resources in the proposed development area. However, we do request to be immediately contacted if any inadvertent discoveries are uncoovered at anytime throughout the various phases of the project.

Please feel free to call our Tribal Chairman, Steve Oritiz at (785) 966-4007, or additional information can be faxed to him at (785) 966-4009. We look forward working with you.

Thank you

Linda Yazzie

**Administrative Assistant
for Tribal Chairman
Prairie Band Potawatomi Nation
(785) 966-4008
email: lindayazzie@pbpnation.org**